



The New York Times
Company

620 8th Avenue
New York, NY 10018
nytimes.com

PROOF OF PUBLICATION

August 7, 2023

I, Tami Bacon, in my capacity as a Principal Clerk of the Publisher of The New York Times, a daily newspaper of general circulation printed and published in the City, County, and State of New York, hereby certify that the advertisement annexed hereto was published in the editions of The New York Times on the following date or dates, to wit on.

8/7/2023, NY & NATL, pg B3

Tami Bacon

JOHN MCGILL
Electronic Notary Public
Commonwealth of Virginia
Registration No. 8038092
My Commission Expires Dec 31, 2027

Digitally signed
by John McGill
Date: 2023.08.07
16:23:22 -04'00'

UNITED STATES BANKRUPTCY COURT, DISTRICT OF NEW JERSEY
In re: Chapter 11
BED BATH & BEYOND INC., et al., Case No. 23-13359 (VFP)
Debtors. (Jointly Administered)
NOTICE OF COMBINED HEARING ON THE DISCLOSURE STATEMENT, CONFIRMATION OF THE PLAN FILED BY THE DEBTORS, AND RELATED VOTING AND OBJECTION DEADLINES
PLEASE TAKE NOTICE that on August 7, 2023, the United States Bankruptcy Court for the District of New Jersey (the "Bankruptcy Court") entered an order (Docket No. 1617) (the "Order") (a) authorizing Bed Bath & Beyond Inc. and its affiliated debtors and debtors in possession (collectively, the "Debtors") to solicit acceptances for the Amended Joint Chapter 11 Plan of Bed Bath & Beyond Inc. and its Debtor Affiliates (Docket No. 1712) (as modified, amended, or supplemented from time to time, the "Plan") (b) conditionally approving the Amended Disclosure Statement Relating to the Amended Joint Chapter 11 Plan of Bed Bath & Beyond Inc. and its Debtor Affiliates (Docket No. 1713) (as modified, amended, or supplemented from time to time, the "Disclosure Statement") as containing "adequate information" pursuant to section 1125 of the Bankruptcy Code, pending final approval at the Combined Hearing (as defined below); (c) approving the solicitation materials, and documents to be included in the solicitation packages (the "Solicitation Packages"); and (d) approving procedures for soliciting, notifying, receiving, and tabulating votes on the Plan and for filing objections to the Plan or final approval of the Disclosure Statement.
PLEASE TAKE FURTHER NOTICE that the hearing at which the Bankruptcy Court will consider Confirmation of the Plan and final approval of the Disclosure Statement (the "Combined Hearing") will commence on **September 12, 2023 at 2:30 p.m. (prevaling Eastern Time)** or such other time that the Bankruptcy Court determines, before the Honorable Judge Vincent F. Papallo, in the United States Bankruptcy Court for the District of New Jersey, 50 Walnut Street, 3rd Floor, Courtroom 3B, Newark, New Jersey 07102.
PLEASE BE ADVISED THE COMBINED HEARING MAY BE CONTINUED FROM TIME TO TIME BY THE BANKRUPTCY COURT OR THE DEBTORS. **NOTE: FURTHER NOTICE** OTHER THAN BY SUCH ADJOURNMENT BEING ANNOUNCED IN OPEN COURT OR BY A NOTICE OF ADJOURNMENT FILED WITH THE BANKRUPTCY COURT AND SERVED ON ALL PARTIES ENTITLED TO NOTICE.
CRITICAL INFORMATION REGARDING VOTING ON THE PLAN
Voting Record Date. The voting record date is **July 28, 2023** (the "Voting Record Date"), which is the date for determining which certain Holders of Claims are entitled to vote on the Plan.
Voting Deadline. The deadline for voting on the Plan is on **September 1, 2023 at 4:00 p.m. (prevaling Eastern Time)** (the "Voting Deadline"). If you received a Solicitation Package, including a Ballot and intend to vote on the Plan you **must**: (a) follow the instructions carefully; (b) complete **all** of the required information on the ballot; and (c) execute and return your completed Ballot according to and as set forth in detail in the voting instructions so that it is **actually received** by the Debtors' notice and claims agent Kroll Restructuring Administration LLC (the "Notice and Claims Agent") on or before the Voting Deadline. **A failure to follow such instructions may disqualify your vote.**
CRITICAL INFORMATION REGARDING OBJECTING TO THE PLAN
Objection Deadline. The deadline for filing objections to the Plan is the adequacy of the Disclosure Statement is **September 1, 2023 at 4:00 p.m. (prevaling Eastern Time)** (the "Combined Objection Deadline"). All objections to the relief sought at the Combined Hearing **must**: (a) be in writing; (b) state with particularity the basis of the objections; and (c) be filed with the Clerk of the Bankruptcy Court electronically by attorneys who regularly practice before the Bankruptcy Court in accordance with the General Order Regarding Electronic Means for Filing, Signing, and Verification of Documents dated March 27, 2002 (the "General Order") and the Commentary Supplementing Administrative Procedures dated as of March 2004 (the "Supplemental Commentary") (the General Order, the Supplemental Commentary and the User's Manual for the Electronic Case Filing System can be found at www.uscourts.gov, the official website for the Bankruptcy Court) and by other parties-in-interest, on USB flash drives in Portable Document Format (PDF), and shall be served in accordance with the General Order and the Supplemental Commentary, upon the following parties to as to be **actually received** on or before the Combined Objection Deadline: (i) **Debtors: Bed Bath & Beyond Inc.**, 650 Liberty Avenue, Union, New Jersey 07083, Attn: Holly Edie; and David Karst; (ii) **Counsel to the Debtors: Kirkland & Ellis LLP**, 601 Lexington Avenue, New York, New York 10022, Attn: Joshua A. Susenberg, P.C., Emily E. Geier, P.C., Derek J. Hunter, and Ross J. Fiedler; and **Kirkland & Ellis LLP**, 300 North LaSalle Street, Chicago, Illinois 60654, Attn: Charles B. Sternett; (iii) **Counsel to the Debtors: Cole Schotz P.C.**, Court Plaza North, 25 Main Street, Hackensack, New Jersey 07601, Attn: Michael D. Sonta, Esq., Warren

A. Ustasine, Esq., and Felice R. Yudkin, Esq., (iv) **Counsel to the Committee: Pachulski Stang Ziehl & Jones LLP**, 700 Third Avenue, 34th Floor, New York, New York 10017, Attn: Robert J. Feinstein and Bradford J. Sandler; and (v) **United States Trustee: Office of the United States Trustee**, One Newark Center, 1085 Raymond Boulevard, Suite 2100, Newark, New Jersey 07102, Attn: Fran Steele, John Schanne, and Alexandria Nikolinos.
ARTICLE X OF THE PLAN CONTAINS RELEASE, EXCULPATION, AND INDEMNIFICATION PROVISIONS, AND ARTICLE 8.0 CONTAINS A THIRD-PARTY RELEASE. THUS, YOU ARE ADVISED TO REVIEW AND CONSIDER THE PLAN CAREFULLY BECAUSE YOUR RIGHTS MIGHT BE AFFECTED THEREUNDER.
YOU MAY ELECT NOT TO GRANT THE RELEASES CONTAINED IN ARTICLE X OF THE PLAN ONLY IF YOU (A) DO NOT VOTE TO ACCEPT THE PLAN AND (B) RETURN A BALLOT CHECKING THE BOX TO "OPT OUT" FROM THE THIRD-PARTY RELEASES. SUBJECT TO ANY FINAL ORDER OF THE BANKRUPTCY COURT TO THE CONTRARY, REGARDLESS OF WHETHER THE BANKRUPTCY COURT DETERMINES THAT YOU HAVE A RIGHT TO OPT OUT OF THE RELEASES, IF YOU (A) VOTE TO ACCEPT THE PLAN, (B) FAIL TO SUBMIT A BALLOT BY THE VOTING DEADLINE, OR (C) SUBMIT THE BALLOT BUT AVOIDAN FROM VOTING TO ACCEPT OR REJECT THE PLAN OR VOTE TO REJECT THE PLAN AND, IN EITHER CASE, FAIL TO CHECK THE BOX TO "OPT OUT" FROM THE THIRD-PARTY RELEASES, IN EACH CASE YOU WILL BE DEEMED TO CONSENT TO THE RELEASES SET FORTH IN ARTICLE X OF THE PLAN.
ADDITIONAL INFORMATION
Obtaining Solicitation Materials. The materials in the Solicitation Package are intended to be self-explanatory. If you should have any questions or if you would like to obtain additional solicitation materials (or paper copies of solicitation materials) if you received the materials in electronic format, or via email or in flash drive), please feel free to contact the Debtors' Notice and Claims Agent by: (a) calling the Notice and Claims Agent at (888) 570-5355 (U.S./Canada, toll free) or +1 (646) 444-4806 (International); (b) e-mailing the Notice and Claims Agent at BSB@bbsb.com with a reference to "In re: Bed Bath & Beyond Inc. - Solicitation inquiry" in the subject line; or (c) writing to the Notice and Claims Agent at Bed Bath & Beyond Inc., Ballot Processing Center, c/o Kroll Restructuring Administration LLC, 850 3rd Avenue, Suite 412, Brooklyn, New York 11222. You may also obtain copies of any pleadings filed with the Bankruptcy Court for free by visiting the Debtors' restructuring website, <https://restructuring.ca.kroll.com/bbby>, or the Bankruptcy Court's website at <https://www.uscourts.gov>, in accordance with the procedures and fees set forth therein. Please be advised that the Notice and Claims Agent is authorized to answer questions about, and provide additional copies of, solicitation materials, but may **not** advise you as to whether you should vote to accept or reject the Plan.
Filing the Plan Supplement. The Debtors will file the Plan Supplement (as defined in the Plan) on or before the date that is fourteen (14) days prior to the Combined Hearing and will serve notice on all Holders of Claims entitled to vote on the Plan, which will: (a) inform parties that the Debtors filed the Plan Supplement; (b) list the information contained in the Plan Supplement; and (c) explain how parties may obtain copies of the Plan Supplement.
BINDING NATURE OF THE PLAN. IF CONFIRMED, THE PLAN SHALL BIND ALL HOLDERS OF CLAIMS AND INTERESTS TO THE MAXIMUM EXTENT PERMITTED BY APPLICABLE LAW, WHETHER OR NOT SUCH HOLDER WILL RECEIVE OR RETAIN ANY PROPERTY OR INTEREST IN PROPERTY UNDER THE PLAN, HAS FILED A PROOF OF CLAIM IN THESE CHAPTER 11 CASES, OR FAILED TO VOTE TO ACCEPT OR REJECT THE PLAN OR VOTED TO REJECT THE PLAN.
Dated: August 7, 2023, at **Michael D. Sonta, COLE SCHOTZ P.C.**, Michael D. Sonta, Esq., Warren A. Ustasine, Esq., Felice R. Yudkin, Esq., Court Plaza North, 25 Main Street, Hackensack, New Jersey 07601, Telephone: (201) 489-3000. Email: msona@coleschotz.com, wastasine@coleschotz.com, yudkin@coleschotz.com and **KIRKLAND & ELLIS LLP, KIRKLAND & ELLIS INTERNATIONAL LLP**, Joshua A. Susenberg, P.C. (admitted pro hac vice), Emily E. Geier, P.C. (admitted pro hac vice), Derek J. Hunter (admitted pro hac vice), 601 Lexington Avenue, New York, New York 10022, Telephone: (212) 444-4800, Facsimile: (212) 444-4900. Email: joshua.susenberg@kirkland.com, emily.geier@kirkland.com, derek.hunter@kirkland.com.
Co-Counsel for Debtors and Debtors in Possession
The last four digits of Debtor Bed Bath & Beyond Inc.'s tax identification number are 0488. A complete list of the Debtors in these Chapter 11 Cases and each such Debtor's tax identification number may be obtained on the website of the Debtors' claims and noticing agent at <https://restructuring.ca.kroll.com/bbby>. The location of Debtor Bed Bath & Beyond Inc.'s principal place of business and the Debtors' service address in these Chapter 11 Cases is 650 Liberty Avenue, Union, New Jersey 07083.
Capitalized terms not otherwise defined herein shall have the same meanings ascribed to them in the Plan or Disclosure Statement, as applicable.

INTERNATIONAL

TSMC Will Keep Its Roots in Taiwan, Airl Worldwide Expansion

FROM FIRST BUSINESS PAGE

Taiwan.

But TSMC has invested billions of its own over nearly four decades growing deep roots in Taiwan. There, it employs a small army of engineers, research and development scientists, technicians and production workers in the exquisitely complex task of producing chips, etching electronic pathways smaller than a cell on plates of silicon.

It would be exceedingly difficult to replicate what TSMC has built in Taiwan, said Mark Liu, chairman of TSMC. Developing and producing the company's most cutting-edge chips at a rapid pace requires a huge effort, he said, as many as 3,000 research scientists for one generation of the technology.

“We cannot put it anywhere else,” he said.

TSMC has embarked on a global expansion, with two factories under construction in the United States and one in Japan, as well as a possible facility in Germany. It's part of the company's strategy to address the calls by U.S. officials to reduce America's reliance on chips made in Taiwan.

That makes the 68-year-old Mr. Liu, who holds a doctoral degree in electronic engineering and computer science, as much a diplomat as a scientist and an executive. He joined TSMC 30 years ago after stints at Intel and Bell Labs, rose through the ranks and today runs the \$500 billion company with its chief executive and vice chairman, C.C. Wei.

In late June, when he spoke to The New York Times at TSMC's offices in the northern Taiwan city of Hsinchu, he had just returned from a trip to the United States, which he said he visits roughly every three months.

“We have a pretty good relationship across Congress, the Commerce Department, the White House. I think they know us,” he said.

It's a bit of an understatement. Initial efforts to court TSMC and bring its production facilities to the United States led to the creation of the CHIPS and Science Act, a program to expand the U.S. semiconductor industry. So complete is TSMC's lead in the industry that there is no obvious second option for all it does. Any clash over Taiwan — where the vast majority of its manufacturing happens — would stop the flow of the TSMC microchips, putting a deep freeze on the technology industry and, in turn, the global economy.

As befits a company obsessed with protecting its hard-won technological lead, TSMC's offices feel more like a secret government research facility than a Silicon Valley campus.

Next to turnstiles where workers swipe their badges, a sign notes that five people have been fired since 2010 for breaking the company's strict internal security rules. One offense included improperly changing the subject line of an email in a reply. Outside phones are banned. Although policies have recently loosened up, employees tell stories of eating lunch in the parking lot so they can access their personal phones.

Windowless buildings the size of aircraft hangars operate 24 hours a day to produce microchips, the tiny brains inside smartphones, airplanes, super-



T.J. KIRKPATRICK FOR THE NEW YORK TIMES

computers and just about anything else electronic.

Political leaders in the United States and its allies in trade battles with China have pushed TSMC to build production facilities outside Taiwan. And China has tried hard to compete with TSMC, using everything from hacks and intellectual property theft to hundreds of billions of dollars in investment.

As the United States has sought to hinder China's advances in semiconductor technology, TSMC has been caught in the middle. In 2020, TSMC cut off orders to the Chinese tech powerhouse Huawei, which was TSMC's second-largest customer at the time. Mr. Liu said TSMC, because it is reliant on American technology, had no choice.

“It's understandable, but support or not, we have no say,” he said.

Mr. Liu rejected the idea of the “silicon shield”: that Taiwan's chip-making prowess deters military action by China and brings support from the United States. Both need Taiwan's chips.

“China will not invade Taiwan because of semiconductors. China will not invade Taiwan because of semiconductors,” he said. “It is really up to the U.S. and China: How do they maintain the status quo, which both sides want?”

TSMC has made a \$40 billion investment in Arizona to build two factories to produce chips that are one or two generations behind its most advanced ones. The company is expected to submit its application for CHIPS Act subsidies this month, Mr. Liu said.

The Arizona plants have been slow going, and the company has deployed hundreds of Taiwanese technicians to expedite the process. Last month it pushed back the expected start date by a year to 2025, and it has faced high costs and managerial challenges. Internal tensions over cultural differences have surfaced between TSMC and American workers.

And doubts loom over whether American companies will be willing to pay the likely premium required for chips made in Arizona, where TSMC's construction costs alone could be at least four times higher than they are in Taiwan. Mr. Liu said he had told the U.S. government that it needed to offer American companies incentives, beyond the \$52 billion in subsidies in the CHIPS Act, to buy American-made chips.

“Otherwise, it will be limited,” he said. “It will come to limits pretty quickly. So that is on the table. But I don't think we have a solution yet.” The Commerce Department, in charge of handling CHIPS Act incentives, declined to comment on specific companies.

In 2018, Mr. Liu said, the Commerce Department under President Donald J. Trump urged the company to invest in the United States. And several TSMC clients

privately approached Mr. Liu at an industry conference and expressed the need for it to establish a U.S. manufacturing presence. Mr. Liu sensed the landscape was shifting.

“I thought maybe it's time for TSMC to go a little bit global, because I know our technology is leading today, but what about in the future?” he said.

Before long, the Trump administration's State Department, cit-

ing national security grounds, started courting TSMC, emphasizing the role of advanced chips in military gear like F-35 fighter jets.

Keith Krach, under secretary of state for economic growth, energy and the environment, arranged a phone call between Mr. Liu, Secretary of State Mike Pompeo and Commerce Secretary Wilbur Ross.

Mr. Liu recalled that Mr. Krach said TSMC was needed to help “catalyze” the American semiconductor industry.

“That for me is also important because the U.S. is where 65 percent of our customers reside,” Mr. Liu said. “They have different needs, and we also have opportunities.”

IN THE UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF TEXAS, HOUSTON DIVISION
In re: ENVISION HEALTHCARE Chapter 11 CORPORATION, et al., Case No. 23-90342 (CML) Debtors. (Jointly Administered)

NOTICE OF HEARING TO CONSIDER CONFIRMATION OF THE JOINT CHAPTER 11 PLANS FILED BY THE DEBTORS

PLEASE TAKE NOTICE that on August 2, 2023, the United States Bankruptcy Court for the Southern District of Texas (the “Court”) entered an order (the “Disclosure Statement Order”) (a) authorizing the above-captioned debtors and debtors in possession (collectively, the “Debtors”) to solicit votes on the Second Amended Joint Chapter 11 Plan of Reorganization of the AmSurg Debtors (as modified, amended, or supplemented from time to time, the “AmSurg Plan”) and together with the AmSurg Plan, the “Plans”); (b) approving the Second Amended Disclosure Statement for the Second Amended Joint Chapter 11 Plan of Reorganization of the AmSurg Debtors (the “AmSurg Disclosure Statement”) (as modified, amended, or supplemented from time to time, the “AmSurg Disclosure Statement”) as containing “adequate information” pursuant to section 1125 of the Bankruptcy Code; (c) approving the solicitation materials and documents to be included in the solicitation packages; and (d) approving procedures for soliciting, receiving, and tabulating votes on the Plans and for filing objections to the Plans.

PLEASE TAKE FURTHER NOTICE that the hearing at which the Court will consider the confirmation of the Plan (the “Confirmation Hearing”) will commence on **September 14, 2023 at 10:00 a.m.**, prevailing Central Time, before the Honorable Christopher Lopez, United States Bankruptcy Court for the Southern District of Texas, located at 515 Rusk Street, Courtroom 401, Houston, Texas 77002.

PLEASE BE ADVISED: THE COMBINED HEARING AND VOTING DEADLINE FOR THE AM SURG PLAN IS **SEPTEMBER 14, 2023 AT 4:00 P.M.**, prevailing Central Time (the “Voting Deadline”). If you received a Solicitation Package, including a Ballot and instructions to vote on the respective Plan, you **must**: (a) follow the instructions carefully; (b) complete all of the required information on the ballot; and (c) execute and return your completed ballot according to and as set forth in detail in the voting instructions so that it is **actually received** by the Debtors’ notice and claims agent, Kroll Restructuring Administration LLC (the “Notice and Claims Agent”), on or before the Voting Deadline. A failure to follow such instructions may disqualify your vote.

CRITICAL INFORMATION REGARDING OBJECTING TO THE PLAN

Voting Record Date. The voting record date was **July 28, 2023**, which was the date for determining which holders of (a) Claims in Classes 3, 5, and 6, as applicable, are entitled to vote on the AmSurg Plan; and (b) Claims in Classes 4, 5, and 6, as applicable, are entitled to vote on the EVPS Plan.

PLEASE BE ADVISED: THE COMBINED HEARING AND VOTING DEADLINE FOR THE AM SURG PLAN IS **SEPTEMBER 14, 2023 AT 4:00 P.M.**, prevailing Central Time (the “Voting Deadline”). If you received a Solicitation Package, including a Ballot and instructions to vote on the respective Plan, you **must**: (a) follow the instructions carefully; (b) complete all of the required information on the ballot; and (c) execute and return your completed ballot according to and as set forth in detail in the voting instructions so that it is **actually received** by the Debtors’ notice and claims agent, Kroll Restructuring Administration LLC (the “Notice and Claims Agent”), on or before the Voting Deadline. A failure to follow such instructions may disqualify your vote.

CRITICAL INFORMATION REGARDING OBJECTING TO THE PLAN. ARTICLE VII.D OF THE PLANS CONTAINS RELEASE, EXCULPATION, AND INJUNCTION PROVISIONS, AND ARTICLE VIII.D CONTAINS THIRD-PARTY RELEASES. Thus, you are ADVISED TO REVIEW AND CONSIDER THE PLAN CAREFULLY BEFORE YOUR RIGHTS MIGHT BE AFFECTED THEREUNDER. YOU MAY ELECT TO VOTE ON THE RELEASES CONTAINED IN ARTICLE X OF THE PLAN ONLY IF YOU (A) DO NOT VOTE TO ACCEPT THE PLAN AND (B) RETURN A BALLOT CHECKING THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES.” SUBJECT TO ANY FINAL ORDER OF THE BANKRUPTCY COURT TO THE CONTRARY, REGARDLESS OF WHETHER THE BANKRUPTCY COURT DETERMINES THAT YOU HAVE A RIGHT TO OPT OUT OF THE RELEASES, IF YOU (A) VOTE TO ACCEPT THE PLAN, (B) FAIL TO SUBMIT A BALLOT BY THE VOTING DEADLINE, OR (C) SUBMIT THE BALLOT BUT ABSTAIN FROM VOTING IN EITHER CASE, FAIL TO CHECK THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES,” IN EACH CASE YOU WILL BE DEEMED TO CONSENT TO THE RELEASES SET FORTH IN ARTICLE X OF THE PLAN.

ADDITIONAL INFORMATION

Obtaining Solicitation Materials. The materials in the Solicitation Package are intended to be self-explanatory. If you should have any questions or if you would like to obtain additional solicitation materials (or paper copies of solicitation materials if you received the materials in electronic format, or via email or in flash drive), please feel free to contact the Debtors’ Notice and Claims Agent by: (a) calling the Notice and Claims Agent at (888) 578-5355 (U.S. Canada, and International) or (1-646) 440-4806 (International); (b) emailing the Notice and Claims Agent at 888@envisionrka.com with a reference to “In re: Bed Bath & Beyond Inc. - Solicitation Inquiry” in the subject line; or (c) writing to the Notice and Claims Agent at 888@envisionrka.com. If you are unable to reach the Notice and Claims Agent, you may also obtain copies of any pleadings filed with the Bankruptcy Court for free by visiting the Debtors’ restructuring website, <https://restructuring.rakroll.com/bibby>, or the Bankruptcy Court’s website at <https://www.uscourts.gov> in accordance with the procedures and fees set forth therein. Please be advised that the Notice and Claims Agent is authorized to answer questions about, and provide additional copies of, solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

Filing the Plan Supplement. The Debtors will file the Plan Supplement (as defined in the Plan) on or before the date that is fourteen (14) days prior to the Combined Hearing and will serve notice on all Holders of Claims entitled to vote on the Plan, which will: (a) inform parties that the Debtors filed the Plan Supplement; (b) list the information contained in the Plan Supplement; and (c) explain how parties may obtain copies of solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

BINDING NATURE OF THE PLANS. IF CONFIRMED, THE PLAN SHALL BIND ALL HOLDERS OF CLAIMS AND INTERESTS TO THE MAXIMUM EXTENT PERMITTED BY APPLICABLE LAW, WHETHER OR NOT SUCH HOLDER WILL RECEIVE OR RETAIN ANY PROPERTY OR INTEREST IN PROPERTY UNDER THE PLAN, HAS FILED A PROOF OF CLAIM IN THE PLAN OR VOTED TO REJECT THE PLAN.

CRITICAL INFORMATION REGARDING OBJECTING TO THE PLAN. ARTICLE VII.D OF THE PLANS CONTAINS RELEASE, EXCULPATION, AND INJUNCTION PROVISIONS, AND ARTICLE VIII.D CONTAINS THIRD-PARTY RELEASES. Thus, you are ADVISED TO REVIEW AND CONSIDER THE PLAN CAREFULLY BEFORE YOUR RIGHTS MIGHT BE AFFECTED THEREUNDER. YOU MAY ELECT TO VOTE ON THE RELEASES CONTAINED IN ARTICLE X OF THE PLAN ONLY IF YOU (A) DO NOT VOTE TO ACCEPT THE PLAN AND (B) RETURN A BALLOT CHECKING THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES.” SUBJECT TO ANY FINAL ORDER OF THE BANKRUPTCY COURT TO THE CONTRARY, REGARDLESS OF WHETHER THE BANKRUPTCY COURT DETERMINES THAT YOU HAVE A RIGHT TO OPT OUT OF THE RELEASES, IF YOU (A) VOTE TO ACCEPT THE PLAN, (B) FAIL TO SUBMIT A BALLOT BY THE VOTING DEADLINE, OR (C) SUBMIT THE BALLOT BUT ABSTAIN FROM VOTING IN EITHER CASE, FAIL TO CHECK THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES,” IN EACH CASE YOU WILL BE DEEMED TO CONSENT TO THE RELEASES SET FORTH IN ARTICLE X OF THE PLAN.

ADDITIONAL INFORMATION

Obtaining Solicitation Materials. The materials in the Solicitation Package are intended to be self-explanatory. If you should have any questions or if you would like to obtain additional solicitation materials (or paper copies of solicitation materials if you received the materials in electronic format, or via email or in flash drive), please feel free to contact the Debtors’ Notice and Claims Agent by: (a) calling the Notice and Claims Agent at (888) 578-5355 (U.S. Canada, and International) or (1-646) 440-4806 (International); (b) emailing the Notice and Claims Agent at 888@envisionrka.com with a reference to “In re: Bed Bath & Beyond Inc. - Solicitation Inquiry” in the subject line; or (c) writing to the Notice and Claims Agent at 888@envisionrka.com. If you are unable to reach the Notice and Claims Agent, you may also obtain copies of any pleadings filed with the Bankruptcy Court for free by visiting the Debtors’ restructuring website, <https://restructuring.rakroll.com/bibby>, or the Bankruptcy Court’s website at <https://www.uscourts.gov> in accordance with the procedures and fees set forth therein. Please be advised that the Notice and Claims Agent is authorized to answer questions about, and provide additional copies of, solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

Filing the Plan Supplement. The Debtors will file the Plan Supplement (as defined in the Plan) on or before the date that is fourteen (14) days prior to the Combined Hearing and will serve notice on all Holders of Claims entitled to vote on the Plan, which will: (a) inform parties that the Debtors filed the Plan Supplement; (b) list the information contained in the Plan Supplement; and (c) explain how parties may obtain copies of solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

BINDING NATURE OF THE PLANS. IF CONFIRMED, THE PLAN SHALL BIND ALL HOLDERS OF CLAIMS AND INTERESTS TO THE MAXIMUM EXTENT PERMITTED BY APPLICABLE LAW, WHETHER OR NOT SUCH HOLDER WILL RECEIVE OR RETAIN ANY PROPERTY OR INTEREST IN PROPERTY UNDER THE PLAN, HAS FILED A PROOF OF CLAIM IN THE PLAN OR VOTED TO REJECT THE PLAN.

CRITICAL INFORMATION REGARDING OBJECTING TO THE PLAN. ARTICLE VII.D OF THE PLANS CONTAINS RELEASE, EXCULPATION, AND INJUNCTION PROVISIONS, AND ARTICLE VIII.D CONTAINS THIRD-PARTY RELEASES. Thus, you are ADVISED TO REVIEW AND CONSIDER THE PLAN CAREFULLY BEFORE YOUR RIGHTS MIGHT BE AFFECTED THEREUNDER. YOU MAY ELECT TO VOTE ON THE RELEASES CONTAINED IN ARTICLE X OF THE PLAN ONLY IF YOU (A) DO NOT VOTE TO ACCEPT THE PLAN AND (B) RETURN A BALLOT CHECKING THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES.” SUBJECT TO ANY FINAL ORDER OF THE BANKRUPTCY COURT TO THE CONTRARY, REGARDLESS OF WHETHER THE BANKRUPTCY COURT DETERMINES THAT YOU HAVE A RIGHT TO OPT OUT OF THE RELEASES, IF YOU (A) VOTE TO ACCEPT THE PLAN, (B) FAIL TO SUBMIT A BALLOT BY THE VOTING DEADLINE, OR (C) SUBMIT THE BALLOT BUT ABSTAIN FROM VOTING IN EITHER CASE, FAIL TO CHECK THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES,” IN EACH CASE YOU WILL BE DEEMED TO CONSENT TO THE RELEASES SET FORTH IN ARTICLE X OF THE PLAN.

ADDITIONAL INFORMATION

Obtaining Solicitation Materials. The materials in the Solicitation Package are intended to be self-explanatory. If you should have any questions or if you would like to obtain additional solicitation materials (or paper copies of solicitation materials if you received the materials in electronic format, or via email or in flash drive), please feel free to contact the Debtors’ Notice and Claims Agent by: (a) calling the Notice and Claims Agent at (888) 578-5355 (U.S. Canada, and International) or (1-646) 440-4806 (International); (b) emailing the Notice and Claims Agent at 888@envisionrka.com with a reference to “In re: Bed Bath & Beyond Inc. - Solicitation Inquiry” in the subject line; or (c) writing to the Notice and Claims Agent at 888@envisionrka.com. If you are unable to reach the Notice and Claims Agent, you may also obtain copies of any pleadings filed with the Bankruptcy Court for free by visiting the Debtors’ restructuring website, <https://restructuring.rakroll.com/bibby>, or the Bankruptcy Court’s website at <https://www.uscourts.gov> in accordance with the procedures and fees set forth therein. Please be advised that the Notice and Claims Agent is authorized to answer questions about, and provide additional copies of, solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

Filing the Plan Supplement. The Debtors will file the Plan Supplement (as defined in the Plan) on or before the date that is fourteen (14) days prior to the Combined Hearing and will serve notice on all Holders of Claims entitled to vote on the Plan, which will: (a) inform parties that the Debtors filed the Plan Supplement; (b) list the information contained in the Plan Supplement; and (c) explain how parties may obtain copies of solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

BINDING NATURE OF THE PLANS. IF CONFIRMED, THE PLAN SHALL BIND ALL HOLDERS OF CLAIMS AND INTERESTS TO THE MAXIMUM EXTENT PERMITTED BY APPLICABLE LAW, WHETHER OR NOT SUCH HOLDER WILL RECEIVE OR RETAIN ANY PROPERTY OR INTEREST IN PROPERTY UNDER THE PLAN, HAS FILED A PROOF OF CLAIM IN THE PLAN OR VOTED TO REJECT THE PLAN.

CRITICAL INFORMATION REGARDING OBJECTING TO THE PLAN. ARTICLE VII.D OF THE PLANS CONTAINS RELEASE, EXCULPATION, AND INJUNCTION PROVISIONS, AND ARTICLE VIII.D CONTAINS THIRD-PARTY RELEASES. Thus, you are ADVISED TO REVIEW AND CONSIDER THE PLAN CAREFULLY BEFORE YOUR RIGHTS MIGHT BE AFFECTED THEREUNDER. YOU MAY ELECT TO VOTE ON THE RELEASES CONTAINED IN ARTICLE X OF THE PLAN ONLY IF YOU (A) DO NOT VOTE TO ACCEPT THE PLAN AND (B) RETURN A BALLOT CHECKING THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES.” SUBJECT TO ANY FINAL ORDER OF THE BANKRUPTCY COURT TO THE CONTRARY, REGARDLESS OF WHETHER THE BANKRUPTCY COURT DETERMINES THAT YOU HAVE A RIGHT TO OPT OUT OF THE RELEASES, IF YOU (A) VOTE TO ACCEPT THE PLAN, (B) FAIL TO SUBMIT A BALLOT BY THE VOTING DEADLINE, OR (C) SUBMIT THE BALLOT BUT ABSTAIN FROM VOTING IN EITHER CASE, FAIL TO CHECK THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES,” IN EACH CASE YOU WILL BE DEEMED TO CONSENT TO THE RELEASES SET FORTH IN ARTICLE X OF THE PLAN.

ADDITIONAL INFORMATION

Obtaining Solicitation Materials. The materials in the Solicitation Package are intended to be self-explanatory. If you should have any questions or if you would like to obtain additional solicitation materials (or paper copies of solicitation materials if you received the materials in electronic format, or via email or in flash drive), please feel free to contact the Debtors’ Notice and Claims Agent by: (a) calling the Notice and Claims Agent at (888) 578-5355 (U.S. Canada, and International) or (1-646) 440-4806 (International); (b) emailing the Notice and Claims Agent at 888@envisionrka.com with a reference to “In re: Bed Bath & Beyond Inc. - Solicitation Inquiry” in the subject line; or (c) writing to the Notice and Claims Agent at 888@envisionrka.com. If you are unable to reach the Notice and Claims Agent, you may also obtain copies of any pleadings filed with the Bankruptcy Court for free by visiting the Debtors’ restructuring website, <https://restructuring.rakroll.com/bibby>, or the Bankruptcy Court’s website at <https://www.uscourts.gov> in accordance with the procedures and fees set forth therein. Please be advised that the Notice and Claims Agent is authorized to answer questions about, and provide additional copies of, solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

Filing the Plan Supplement. The Debtors will file the Plan Supplement (as defined in the Plan) on or before the date that is fourteen (14) days prior to the Combined Hearing and will serve notice on all Holders of Claims entitled to vote on the Plan, which will: (a) inform parties that the Debtors filed the Plan Supplement; (b) list the information contained in the Plan Supplement; and (c) explain how parties may obtain copies of solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

BINDING NATURE OF THE PLANS. IF CONFIRMED, THE PLAN SHALL BIND ALL HOLDERS OF CLAIMS AND INTERESTS TO THE MAXIMUM EXTENT PERMITTED BY APPLICABLE LAW, WHETHER OR NOT SUCH HOLDER WILL RECEIVE OR RETAIN ANY PROPERTY OR INTEREST IN PROPERTY UNDER THE PLAN, HAS FILED A PROOF OF CLAIM IN THE PLAN OR VOTED TO REJECT THE PLAN.

CRITICAL INFORMATION REGARDING OBJECTING TO THE PLAN. ARTICLE VII.D OF THE PLANS CONTAINS RELEASE, EXCULPATION, AND INJUNCTION PROVISIONS, AND ARTICLE VIII.D CONTAINS THIRD-PARTY RELEASES. Thus, you are ADVISED TO REVIEW AND CONSIDER THE PLAN CAREFULLY BEFORE YOUR RIGHTS MIGHT BE AFFECTED THEREUNDER. YOU MAY ELECT TO VOTE ON THE RELEASES CONTAINED IN ARTICLE X OF THE PLAN ONLY IF YOU (A) DO NOT VOTE TO ACCEPT THE PLAN AND (B) RETURN A BALLOT CHECKING THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES.” SUBJECT TO ANY FINAL ORDER OF THE BANKRUPTCY COURT TO THE CONTRARY, REGARDLESS OF WHETHER THE BANKRUPTCY COURT DETERMINES THAT YOU HAVE A RIGHT TO OPT OUT OF THE RELEASES, IF YOU (A) VOTE TO ACCEPT THE PLAN, (B) FAIL TO SUBMIT A BALLOT BY THE VOTING DEADLINE, OR (C) SUBMIT THE BALLOT BUT ABSTAIN FROM VOTING IN EITHER CASE, FAIL TO CHECK THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES,” IN EACH CASE YOU WILL BE DEEMED TO CONSENT TO THE RELEASES SET FORTH IN ARTICLE X OF THE PLAN.

ADDITIONAL INFORMATION

Obtaining Solicitation Materials. The materials in the Solicitation Package are intended to be self-explanatory. If you should have any questions or if you would like to obtain additional solicitation materials (or paper copies of solicitation materials if you received the materials in electronic format, or via email or in flash drive), please feel free to contact the Debtors’ Notice and Claims Agent by: (a) calling the Notice and Claims Agent at (888) 578-5355 (U.S. Canada, and International) or (1-646) 440-4806 (International); (b) emailing the Notice and Claims Agent at 888@envisionrka.com with a reference to “In re: Bed Bath & Beyond Inc. - Solicitation Inquiry” in the subject line; or (c) writing to the Notice and Claims Agent at 888@envisionrka.com. If you are unable to reach the Notice and Claims Agent, you may also obtain copies of any pleadings filed with the Bankruptcy Court for free by visiting the Debtors’ restructuring website, <https://restructuring.rakroll.com/bibby>, or the Bankruptcy Court’s website at <https://www.uscourts.gov> in accordance with the procedures and fees set forth therein. Please be advised that the Notice and Claims Agent is authorized to answer questions about, and provide additional copies of, solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

Filing the Plan Supplement. The Debtors will file the Plan Supplement (as defined in the Plan) on or before the date that is fourteen (14) days prior to the Combined Hearing and will serve notice on all Holders of Claims entitled to vote on the Plan, which will: (a) inform parties that the Debtors filed the Plan Supplement; (b) list the information contained in the Plan Supplement; and (c) explain how parties may obtain copies of solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

BINDING NATURE OF THE PLANS. IF CONFIRMED, THE PLAN SHALL BIND ALL HOLDERS OF CLAIMS AND INTERESTS TO THE MAXIMUM EXTENT PERMITTED BY APPLICABLE LAW, WHETHER OR NOT SUCH HOLDER WILL RECEIVE OR RETAIN ANY PROPERTY OR INTEREST IN PROPERTY UNDER THE PLAN, HAS FILED A PROOF OF CLAIM IN THE PLAN OR VOTED TO REJECT THE PLAN.

CRITICAL INFORMATION REGARDING OBJECTING TO THE PLAN. ARTICLE VII.D OF THE PLANS CONTAINS RELEASE, EXCULPATION, AND INJUNCTION PROVISIONS, AND ARTICLE VIII.D CONTAINS THIRD-PARTY RELEASES. Thus, you are ADVISED TO REVIEW AND CONSIDER THE PLAN CAREFULLY BEFORE YOUR RIGHTS MIGHT BE AFFECTED THEREUNDER. YOU MAY ELECT TO VOTE ON THE RELEASES CONTAINED IN ARTICLE X OF THE PLAN ONLY IF YOU (A) DO NOT VOTE TO ACCEPT THE PLAN AND (B) RETURN A BALLOT CHECKING THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES.” SUBJECT TO ANY FINAL ORDER OF THE BANKRUPTCY COURT TO THE CONTRARY, REGARDLESS OF WHETHER THE BANKRUPTCY COURT DETERMINES THAT YOU HAVE A RIGHT TO OPT OUT OF THE RELEASES, IF YOU (A) VOTE TO ACCEPT THE PLAN, (B) FAIL TO SUBMIT A BALLOT BY THE VOTING DEADLINE, OR (C) SUBMIT THE BALLOT BUT ABSTAIN FROM VOTING IN EITHER CASE, FAIL TO CHECK THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES,” IN EACH CASE YOU WILL BE DEEMED TO CONSENT TO THE RELEASES SET FORTH IN ARTICLE X OF THE PLAN.

ADDITIONAL INFORMATION

Obtaining Solicitation Materials. The materials in the Solicitation Package are intended to be self-explanatory. If you should have any questions or if you would like to obtain additional solicitation materials (or paper copies of solicitation materials if you received the materials in electronic format, or via email or in flash drive), please feel free to contact the Debtors’ Notice and Claims Agent by: (a) calling the Notice and Claims Agent at (888) 578-5355 (U.S. Canada, and International) or (1-646) 440-4806 (International); (b) emailing the Notice and Claims Agent at 888@envisionrka.com with a reference to “In re: Bed Bath & Beyond Inc. - Solicitation Inquiry” in the subject line; or (c) writing to the Notice and Claims Agent at 888@envisionrka.com. If you are unable to reach the Notice and Claims Agent, you may also obtain copies of any pleadings filed with the Bankruptcy Court for free by visiting the Debtors’ restructuring website, <https://restructuring.rakroll.com/bibby>, or the Bankruptcy Court’s website at <https://www.uscourts.gov> in accordance with the procedures and fees set forth therein. Please be advised that the Notice and Claims Agent is authorized to answer questions about, and provide additional copies of, solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

Filing the Plan Supplement. The Debtors will file the Plan Supplement (as defined in the Plan) on or before the date that is fourteen (14) days prior to the Combined Hearing and will serve notice on all Holders of Claims entitled to vote on the Plan, which will: (a) inform parties that the Debtors filed the Plan Supplement; (b) list the information contained in the Plan Supplement; and (c) explain how parties may obtain copies of solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

BINDING NATURE OF THE PLANS. IF CONFIRMED, THE PLAN SHALL BIND ALL HOLDERS OF CLAIMS AND INTERESTS TO THE MAXIMUM EXTENT PERMITTED BY APPLICABLE LAW, WHETHER OR NOT SUCH HOLDER WILL RECEIVE OR RETAIN ANY PROPERTY OR INTEREST IN PROPERTY UNDER THE PLAN, HAS FILED A PROOF OF CLAIM IN THE PLAN OR VOTED TO REJECT THE PLAN.

CRITICAL INFORMATION REGARDING OBJECTING TO THE PLAN. ARTICLE VII.D OF THE PLANS CONTAINS RELEASE, EXCULPATION, AND INJUNCTION PROVISIONS, AND ARTICLE VIII.D CONTAINS THIRD-PARTY RELEASES. Thus, you are ADVISED TO REVIEW AND CONSIDER THE PLAN CAREFULLY BEFORE YOUR RIGHTS MIGHT BE AFFECTED THEREUNDER. YOU MAY ELECT TO VOTE ON THE RELEASES CONTAINED IN ARTICLE X OF THE PLAN ONLY IF YOU (A) DO NOT VOTE TO ACCEPT THE PLAN AND (B) RETURN A BALLOT CHECKING THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES.” SUBJECT TO ANY FINAL ORDER OF THE BANKRUPTCY COURT TO THE CONTRARY, REGARDLESS OF WHETHER THE BANKRUPTCY COURT DETERMINES THAT YOU HAVE A RIGHT TO OPT OUT OF THE RELEASES, IF YOU (A) VOTE TO ACCEPT THE PLAN, (B) FAIL TO SUBMIT A BALLOT BY THE VOTING DEADLINE, OR (C) SUBMIT THE BALLOT BUT ABSTAIN FROM VOTING IN EITHER CASE, FAIL TO CHECK THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES,” IN EACH CASE YOU WILL BE DEEMED TO CONSENT TO THE RELEASES SET FORTH IN ARTICLE X OF THE PLAN.

ADDITIONAL INFORMATION

Obtaining Solicitation Materials. The materials in the Solicitation Package are intended to be self-explanatory. If you should have any questions or if you would like to obtain additional solicitation materials (or paper copies of solicitation materials if you received the materials in electronic format, or via email or in flash drive), please feel free to contact the Debtors’ Notice and Claims Agent by: (a) calling the Notice and Claims Agent at (888) 578-5355 (U.S. Canada, and International) or (1-646) 440-4806 (International); (b) emailing the Notice and Claims Agent at 888@envisionrka.com with a reference to “In re: Bed Bath & Beyond Inc. - Solicitation Inquiry” in the subject line; or (c) writing to the Notice and Claims Agent at 888@envisionrka.com. If you are unable to reach the Notice and Claims Agent, you may also obtain copies of any pleadings filed with the Bankruptcy Court for free by visiting the Debtors’ restructuring website, <https://restructuring.rakroll.com/bibby>, or the Bankruptcy Court’s website at <https://www.uscourts.gov> in accordance with the procedures and fees set forth therein. Please be advised that the Notice and Claims Agent is authorized to answer questions about, and provide additional copies of, solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

Filing the Plan Supplement. The Debtors will file the Plan Supplement (as defined in the Plan) on or before the date that is fourteen (14) days prior to the Combined Hearing and will serve notice on all Holders of Claims entitled to vote on the Plan, which will: (a) inform parties that the Debtors filed the Plan Supplement; (b) list the information contained in the Plan Supplement; and (c) explain how parties may obtain copies of solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

BINDING NATURE OF THE PLANS. IF CONFIRMED, THE PLAN SHALL BIND ALL HOLDERS OF CLAIMS AND INTERESTS TO THE MAXIMUM EXTENT PERMITTED BY APPLICABLE LAW, WHETHER OR NOT SUCH HOLDER WILL RECEIVE OR RETAIN ANY PROPERTY OR INTEREST IN PROPERTY UNDER THE PLAN, HAS FILED A PROOF OF CLAIM IN THE PLAN OR VOTED TO REJECT THE PLAN.

CRITICAL INFORMATION REGARDING OBJECTING TO THE PLAN. ARTICLE VII.D OF THE PLANS CONTAINS RELEASE, EXCULPATION, AND INJUNCTION PROVISIONS, AND ARTICLE VIII.D CONTAINS THIRD-PARTY RELEASES. Thus, you are ADVISED TO REVIEW AND CONSIDER THE PLAN CAREFULLY BEFORE YOUR RIGHTS MIGHT BE AFFECTED THEREUNDER. YOU MAY ELECT TO VOTE ON THE RELEASES CONTAINED IN ARTICLE X OF THE PLAN ONLY IF YOU (A) DO NOT VOTE TO ACCEPT THE PLAN AND (B) RETURN A BALLOT CHECKING THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES.” SUBJECT TO ANY FINAL ORDER OF THE BANKRUPTCY COURT TO THE CONTRARY, REGARDLESS OF WHETHER THE BANKRUPTCY COURT DETERMINES THAT YOU HAVE A RIGHT TO OPT OUT OF THE RELEASES, IF YOU (A) VOTE TO ACCEPT THE PLAN, (B) FAIL TO SUBMIT A BALLOT BY THE VOTING DEADLINE, OR (C) SUBMIT THE BALLOT BUT ABSTAIN FROM VOTING IN EITHER CASE, FAIL TO CHECK THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES,” IN EACH CASE YOU WILL BE DEEMED TO CONSENT TO THE RELEASES SET FORTH IN ARTICLE X OF THE PLAN.

ADDITIONAL INFORMATION

Obtaining Solicitation Materials. The materials in the Solicitation Package are intended to be self-explanatory. If you should have any questions or if you would like to obtain additional solicitation materials (or paper copies of solicitation materials if you received the materials in electronic format, or via email or in flash drive), please feel free to contact the Debtors’ Notice and Claims Agent by: (a) calling the Notice and Claims Agent at (888) 578-5355 (U.S. Canada, and International) or (1-646) 440-4806 (International); (b) emailing the Notice and Claims Agent at 888@envisionrka.com with a reference to “In re: Bed Bath & Beyond Inc. - Solicitation Inquiry” in the subject line; or (c) writing to the Notice and Claims Agent at 888@envisionrka.com. If you are unable to reach the Notice and Claims Agent, you may also obtain copies of any pleadings filed with the Bankruptcy Court for free by visiting the Debtors’ restructuring website, <https://restructuring.rakroll.com/bibby>, or the Bankruptcy Court’s website at <https://www.uscourts.gov> in accordance with the procedures and fees set forth therein. Please be advised that the Notice and Claims Agent is authorized to answer questions about, and provide additional copies of, solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

Filing the Plan Supplement. The Debtors will file the Plan Supplement (as defined in the Plan) on or before the date that is fourteen (14) days prior to the Combined Hearing and will serve notice on all Holders of Claims entitled to vote on the Plan, which will: (a) inform parties that the Debtors filed the Plan Supplement; (b) list the information contained in the Plan Supplement; and (c) explain how parties may obtain copies of solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

BINDING NATURE OF THE PLANS. IF CONFIRMED, THE PLAN SHALL BIND ALL HOLDERS OF CLAIMS AND INTERESTS TO THE MAXIMUM EXTENT PERMITTED BY APPLICABLE LAW, WHETHER OR NOT SUCH HOLDER WILL RECEIVE OR RETAIN ANY PROPERTY OR INTEREST IN PROPERTY UNDER THE PLAN, HAS FILED A PROOF OF CLAIM IN THE PLAN OR VOTED TO REJECT THE PLAN.

CRITICAL INFORMATION REGARDING OBJECTING TO THE PLAN. ARTICLE VII.D OF THE PLANS CONTAINS RELEASE, EXCULPATION, AND INJUNCTION PROVISIONS, AND ARTICLE VIII.D CONTAINS THIRD-PARTY RELEASES. Thus, you are ADVISED TO REVIEW AND CONSIDER THE PLAN CAREFULLY BEFORE YOUR RIGHTS MIGHT BE AFFECTED THEREUNDER. YOU MAY ELECT TO VOTE ON THE RELEASES CONTAINED IN ARTICLE X OF THE PLAN ONLY IF YOU (A) DO NOT VOTE TO ACCEPT THE PLAN AND (B) RETURN A BALLOT CHECKING THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES.” SUBJECT TO ANY FINAL ORDER OF THE BANKRUPTCY COURT TO THE CONTRARY, REGARDLESS OF WHETHER THE BANKRUPTCY COURT DETERMINES THAT YOU HAVE A RIGHT TO OPT OUT OF THE RELEASES, IF YOU (A) VOTE TO ACCEPT THE PLAN, (B) FAIL TO SUBMIT A BALLOT BY THE VOTING DEADLINE, OR (C) SUBMIT THE BALLOT BUT ABSTAIN FROM VOTING IN EITHER CASE, FAIL TO CHECK THE BOX TO “OPT OUT FROM THE THIRD-PARTY RELEASES,” IN EACH CASE YOU WILL BE DEEMED TO CONSENT TO THE RELEASES SET FORTH IN ARTICLE X OF THE PLAN.

ADDITIONAL INFORMATION

Obtaining Solicitation Materials. The materials in the Solicitation Package are intended to be self-explanatory. If you should have any questions or if you would like to obtain additional solicitation materials (or paper copies of solicitation materials if you received the materials in electronic format, or via email or in flash drive), please feel free to contact the Debtors’ Notice and Claims Agent by: (a) calling the Notice and Claims Agent at (888) 578-5355 (U.S. Canada, and International) or (1-646) 440-4806 (International); (b) emailing the Notice and Claims Agent at 888@envisionrka.com with a reference to “In re: Bed Bath & Beyond Inc. - Solicitation Inquiry” in the subject line; or (c) writing to the Notice and Claims Agent at 888@envisionrka.com. If you are unable to reach the Notice and Claims Agent, you may also obtain copies of any pleadings filed with the Bankruptcy Court for free by visiting the Debtors’ restructuring website, <https://restructuring.rakroll.com/bibby>, or the Bankruptcy Court’s website at <https://www.uscourts.gov> in accordance with the procedures and fees set forth therein. Please be advised that the Notice and Claims Agent is authorized to answer questions about, and provide additional copies of, solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

Filing the Plan Supplement. The Debtors will file the Plan Supplement (as defined in the Plan) on or before the date that is fourteen (14) days prior to the Combined Hearing and will serve notice on all Holders of Claims entitled to vote on the Plan, which will: (a) inform parties that the Debtors filed the Plan Supplement; (b) list the information contained in the Plan Supplement; and (c) explain how parties may obtain copies of solicitation materials, but may not advise you as to whether you should vote to accept or reject the Plan.

BINDING NATURE OF THE PLANS. IF CONFIRMED, THE PLAN SHALL BIND ALL HOLDERS OF CLAIMS AND INTERESTS TO THE MAXIMUM EXTENT PERMITTED BY APPLICABLE LAW, WHETHER OR NOT SUCH HOLDER WILL RECEIVE OR RETAIN ANY PROPERTY OR INTEREST IN PROPERTY UNDER THE PLAN, HAS FILED A PROOF OF CLAIM IN THE